

**(ORDER LIST: 523 U. S.)**

**MONDAY, MARCH 23, 1998**

**CERTIORARI -- SUMMARY DISPOSITION**

96-7726 LEWIS, JAMES M. V. UNITED STATES

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the United States Court of Appeals for the Fifth Circuit for further consideration in light of *Lewis v. United States*, 523 U. S. \_\_\_\_ (1998).

**ORDERS IN PENDING CASES**

M-49 VELMA L. BROWN V. GENERAL TELEPHONE COMPANY OF CALIFORNIA

M-50 BERTHA MAE TABBYTITE V. ANCHORAGE, ET AL.

The motions to direct the Clerk to file petitions for writs of certiorari out-of-time under Rule 14.5 are denied.

M-51 GREGORY L. RICH V. MICHAEL BRUCE

M-53 EDWARD LEON MILLER V. UNITED STATES

M-54 LARRY WINSETT V. ODIE WASHINGTON, WARDEN

The motions to direct the Clerk to file petitions for writs of certiorari out-of-time are denied.

M-52 RIGOBERTO SANCHEZ-VELASCO V. FLORIDA

The motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner

is denied.

97-634 PA DEPT. OF CORR., ET AL. V. YESKEY, RONALD R.

The motion of Republican Caucus of Pennsylvania House of Representatives for leave to file a brief as *amicus curiae* is granted.

97-689 GEISSAL, BONNIE V. MOORE MEDICAL CORP., ET AL.

The motion of American Association of Retired Persons for leave to file a brief as *amicus curiae* is granted. The motion of Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument is granted.

97-873 UNITED STATES V. BALSYS, ALOYZAS

The motion of World Jewish Congress and Holocaust Survivors, et al. for leave to file a brief as *amici curiae* is granted.

97-7385 IN RE LEON E. COOPER

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until April 13, 1998, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

97-7386 IN RE LEON E. COOPER

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until April 13, 1998, within which to pay the docketing fee required by Rule 38(a) and to submit a

petition in compliance with Rule 33.1 of the Rules of this Court.

97-7387 IN RE LEON E. COOPER

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until April 13, 1998, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

97-7388 IN RE LEON E. COOPER

The motion of petitioner for leave to proceed *in forma pauperis* is denied. See Rule 39.8. Petitioner is allowed until April 13, 1998, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

97-7821 HUTCHINS, CHARLES V. UNITED STATES

The motion of petitioner for leave to proceed *in forma pauperis* is denied. Petitioner is allowed until April 13, 1998 within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

**CERTIORARI GRANTED**

97-1056 MARQUEZ, NAOMI V. SCREEN ACTORS GUILD, ET AL.

The petition for a writ of certiorari is granted.

96-1570 NYNEX CORP., ET AL. V. DISCON, INC.

The motion of Association of the Bar of the City of New York for leave to file a brief as *amicus curiae* is granted. The motion of Consumer Electronics Manufacturers Association for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is granted.

97-7597 KNOWLES, PATRICK V. IOWA

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted.

97-7213 MOSLEY, SYLVESTER V. UNITED STATES

The motion of petitioner for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted limited to Question 1 presented by the petition.

**CERTIORARI DENIED**

97-872 ROBERSON, THOMAS V. UNITED STATES

97-878 BIRMINGHAM, AL V. MORRO, SCOTT

97-952 PACE INDUSTRIES, INC., ET AL V. NLRB

97-977 DIAMOND WALNUT GROWERS V. NLRB

97-982 GARNER, GERALD, ET UX. V. FDIC

97-990 RILEY, FLOYD E. V. UNITED STATES

97-993 FLORIDA V. SMITH, RONALD

97-999 SOFTEL, INC. V. DRAGON MEDICAL, ETC., ET AL.

97-1005 DOYLE, VICTORIA, ET VIR V. VOLKSWAGEN OF AM, ET AL.

97-1006 CHURCH OF SCIENTOLOGY, ET AL V. CULT AWARENESS NETWORK

97-1012 COUPE, ROBERT V. FedEX CORP.

97-1018 MITCHELL, BARBARA, ET VIR V. COLLAGEN CORP.

97-1032 MEEHAN SEAWAY SERVICE CO. V. DIR. , OWCP, ET AL.

97-1035 440 CO. vs. FORT LEE, NJ, ET AL.

97-1039 MERRITT, STEVEN, ET UX. V. UNITED STATES

97-1041 SMITH, MAENETTE B. , ET VIR vs. MD NATL. CAP. PARK/PLANNING

97-1128 AM WEST AIRLINES V. NATL. MEDIATION BD. , ET AL.

97-1149 NATL. SHIPPING/SAUDIA ARABIA V. MORAN TRADE CORP. , ET AL.

97-1171 ODDINO, MARY K. V. ODDINO, JAMES, ET AL.

97-1173 BATES, TOM, ET AL. V. JONES, SEC. OF STATE OF CA

97-1175 ENTERTAINMENT RESEARCH GROUP V. GENESIS CREATIVE GROUP

97-1183 DOVE VALLEY BUS. PARK ASSOC. V. BOARD OF CTY. COMMRS, ET AL.

97-1188 ELLIOTT, THORNTON, ET AL. V. UNITED CENTER, ETC.

97-1189 SMANIA, MARY A. V. FLORIDA BAR

97-1190 YOSHISATO, WAYNE I. V. CALIFORNIA

97-1196 BURGESS, JOHN V. LOGAN, GEORGE, ET AL.

97-1200 WHERRY, JAMES V. IA SUPREME COURT BD. ETHICS

97-1207 MILLET, ROBIN, ETC. V. WOODWARD, JACK, ET AL.

97-1208 MAKAREWICZ, DENNIS, ET AL. vs. AM EXPRESS FIN. ADVISORS

97-1211 WILLIAMS, CHARLES V. YELLOW FREIGHT SYSTEMS

97-1212 WEBSTER, GEORGE V. BERT BELL/PETE ROZELLE NFL

97-1213 JENKINS, DARLENE V. HEINTZ, GEORGE, ET AL.

97-1214 CHRISTIAN, MARGARET V. ST. ANTHONY' S MEDICAL CENTER

97-1219 TORBECK, VICTOR, ET AL. V. BOZZO, THOMAS, ET AL.

97-1223 NORTH BERGEN, NJ V. NAACP, ET AL.

97-1226 HEWLETT-PACKARD COMPANY V. REPEAT-O-TYPE STENCIL MFG.

97-1231 TREECE, NAOMI V. LYONS TOWNSHIP HIGH SCH.  
97-1232 McDANIEL, JAMES V. APPRAISAL INSTITUTE  
97-1233 PAUL, RON, ET AL. vs. A. LEVY & J. ZENTNER CO.  
97-1238 BOURGEOIS, ROBERT V. AVONDALE SHIPYARDS, INC.  
97-1240 BERNER, SETH V. DELAHANTY, JUDGE, SUPER. CT.  
97-1251 AGAN, RAMSEY V. VAUGHN, WARDEN  
97-1255 SMITH, STUART V. UNITED STATES  
97-1257 POLYAK, EARLENE V. HOADLEY, THOMAS, ET AL.  
97-1258 SIMEON, DAVID, ET AL. V. HARDIN, JAMES, ETC.  
97-1260 CLEMENTS, CLYDE V. BABCOCK & WILCOX CO., ET AL.  
97-1261 NORTHEN, JOHN V. CHICAGO, IL, ET AL.  
97-1273 MILLET, LESTER J. V. UNITED STATES  
97-1276 JONES, JOSEPH V. FCC  
97-1279 BROWN, WARREN V. IVES, H., ET AL.  
97-1290 VELEZ, MIGUEL V. STALDER, WARDEN  
97-1293 TAHA, SAMIR V. PORTLAND TAXI CAB, ET AL.  
97-1309 GILCHRIST, WILLIAM V. UNITED STATES  
97-1313 DAVIS, JACK V. TEXAS  
97-1314 DALEY, JOHN, ET AL. V. COMMR., MARINE RESOURCES, ME  
97-1326 O' STEEN, PEGGY SUSAN V. CSX TRANSPORTATION, INC.  
97-1330 KING, DON V. UNITED STATES  
97-1334 PICKREL, JOSEPH, ET AL. V. UNITED STATES  
97-1335 SCOTT, DOUGLAS W. V. UNITED STATES  
97-1339 BUCHBINDER, BRUCE V. CIR  
97-1352 CHAUDHURI, DILIP K. V. TENNESSEE, ET AL.  
97-1373 LLOYD, MICHAEL V. LEVINE, RONALD, ETC., ET AL.  
97-1383 ROE II, JANE V. BUTTERWORTH, FL ATTY. GEN.

97-5089 BARNES, WILLIAM L. V. NORTH CAROLINA  
97-5269 SANIN, JUAN I. V. UNITED STATES  
97-5388 MARINELLI, KEVIN V. PENNSYLVANIA  
97-5829 GREEN, ERIC D. , ET AL. V. UNITED STATES  
97-6126 HELM, JAMES B. V. UNITED STATES  
97-6207 BELLAMY, TROY V. UNITED STATES  
97-6568 SEGIEN, KEITH R. V. UNITED STATES  
97-6797 RUDD, OTIS V. FORREST, BILLYE, ET AL.  
97-6863 ROMERO, JAMES M V. UNITED STATES  
97-6886 JUVENILE A V. UNITED STATES  
97-7065 HORNE, WILLIAM B. V. CROZIER, BRIAN, ET AL.  
97-7117 SCOTT, JAMES R. V. CALIFORNIA  
97-7193 FRALEY, DENNIS O. V. DEPT. OF JUSTICE, ET AL.  
97-7448 ROCHON, RAYMOND V. CAIN, WARDEN, ET AL.  
97-7452 CRAIG, ROBERT C. V. USDC WD NC  
97-7458 ROBERTS, DONALD J. V. DISTRICT COURT OF NV, ET AL.  
97-7459 RIDDLE, SANDRA V. PALMDALE, CA, ET AL.  
97-7467 COLEMAN, CLYDELL V. TEXAS  
97-7474 NOVOSAD, CHARLES L. V. NM BD. OF PHARMACY, ET AL.  
97-7475 LAMBRIGHT, BERNARD V. USCA 4  
97-7476 JOHNSON, CHARLES V. CALIFORNIA  
97-7480 PEDROSO, ANGEL T. V. CAIN, WARDEN  
97-7484 MILIAN, DENNY V. FLORIDA  
97-7485 BROWN, ALBERT V. FLORIDA  
97-7487 BLACKSHAW, WILLIAM V. OHIO  
97-7489 KARAGIANES, GARY vs. KARAGIANES, JANICE L. , ET AL.

97-7493 HALL, FLORENCE V. SHELBY COUNTY GOVT. , ET AL.

97-7500 HARMON, WILLIAM S. V. OKLAHOMA

97-7504 HOWARD, WALLACE A. V. JOHNSON, DIR. , TX DCJ

97-7505 DAVIS, ARTHUR V. DuBOIS, COMM R, MA DOC

97-7506 GOMEZ, VALDEMAR V. TEXAS

97-7513 DECKER, KURBY G. V. JOHNSON, DIR. , TX DCJ

97-7515 TEFFETELLER, ROBERT V. GRIMES, CHIEF JUSTICE, ETC.

97-7520 AL-AMIN, TAALIBDIN A. V. SEITER, WARDEN

97-7522 BANKS, CHADWICK D. V. FLORIDA

97-7526 WILLIAMS, DARREN C. V. CALIFORNIA

97-7531 OWEN-WILLIAMS, ADOL T. V. MERRILL LYNCH, PIERCE, ET AL

97-7533 ANZOATEGUI, GUILLERMO, ET AL V. CALIFORNIA

97-7535 BANDRUP, MARIE V. CALIFORNIA

97-7536 CARTWRIGHT, LARRY V. MICHIGAN

97-7537 CUNNINGHAM, BRADLY V. KITZHABER, GOV. OF OR

97-7543 PATZLAFF, LARRY V. E. STEEVES SMITH, P. C.

97-7547 RAMOS, MARCELINO V. CALIFORNIA

97-7552 WEST, DOUGLAS V. FARBER, RICHARD

97-7553 VENTIMIGLIA, AL V. WATTER, CINDY, ET AL.

97-7560 SPREITZ, CHRISTOPHER J. V. ARIZONA

97-7565 OIMEN, JAMES A. V. McCAUGHTRY, WARDEN, ET AL.

97-7568 SHAW, ROBERT M V. JOHNSON, DIR. , TX DCJ

97-7569 PRESTON, WILLIAM V. BRADLEY, CHRISTINE, ET AL.

97-7570 BROWN, DWAYNE M V. INDIANA

97-7576 KIMBROUGH, DARIUS M V. FLORIDA

97-7577 BRODEUR, CHRISTOPHER V. NEW YORK CITY, ET AL.

97-7582 VILLARREAL, FRUTOSO V. FL DOC, ET AL.

97-7583 WHITAKER, JAMES M V. WHITAKER, NANCY P. , ET AL.

97-7584 JACKSON, RALPH V. LEWIS, JIMMY, ET AL.

97-7585 BOUFFORD, EDWARD V. FLORIDA

97-7587 WILKINSON, DONNIE R. V. SUMNER, MAGISTRATE JUDGE

97-7591 SMALLEY, LAWRENCE D. V. FEDERAL BUREAU OF PRISONS

97-7595 BENIGNI, KENNETH S. V. COWLES MEDIA COMPANY, ET AL.

97-7601 HENRY, GRAHAM S. V. ARIZONA

97-7604 GOODEN, RICHARD O. V. ARKANSAS

97-7605 GREEN, MELVIN V. ROE, WARDEN, ET AL.

97-7608 FLANAGAN, BRUCE, ET UX. V. WELLS FARGO BANK, ET AL.

97-7609 GRAY, LEON H. V. WHITE, WARDEN

97-7613 ENGLISH, NAPOLEON V. PAGE, WARDEN

97-7616 MacKENZIE, KENNETH V. OWENS, DANIEL L. , ET AL.

97-7617 JENKINS, CLEVON J. V. GEORGIA

97-7626 WASHINGTON, DAVID V. DISSLIN, REG. DIR. , CO DOC

97-7629 AGADAGA, OTUMA B. vs. INS

97-7641 COTHREN, TIMOTHY S. V. ALABAMA

97-7648 KING, KELJER V. JOHNSON, DIR. , TX DCJ

97-7650 SPANN, ORLANDO V. ILLINOIS

97-7652 SCHWARZ, BARBARA V. WOODRUFF, INC.

97-7659 GASERO, LOUIS J. V. JOHNSON, DIR. , TX DCJ

97-7664 PALMER, WILLIAM S. V. MAZURKIEWICZ, SUPT.

97-7692 HENRY, LEWIS C. V. ILLINOIS

97-7695 ALTIMUS, AMY L. V. DEPT. OF DEFENSE, ET AL.

97-7704 WALLACE, SAMUEL B. V. SHALALA, SEC. OF H&HS

97-7707 YOUNG, TERRY L. V. SINGLETARY, SEC. , FL DOC

97-7708 STOWE, OTIS V. DALTON, SEC. OF NAVY  
97-7710 CHRISTY, CARL R. vs. FBI  
97-7736 COLLINS, LaWANDA V. UNITED STATES  
97-7748 GRIFFIN, WYMON V. CHARLOTTE MEMORIAL HOSP.  
97-7770 PATTERSON, EDWARD C. vs. MSPB  
97-7773 LOGAN, LEON V. JOHNSON, DIR. , TX DCJ  
97-7792 BREWER, HERBERT L. V. SOUTHERN PILOT INSURANCE CO.  
97-7798 SNIDER, MICHAEL J. V. UNITED STATES  
97-7809 HARTSELL, GENE W. , ET AL. V. UNITED STATES  
97-7818 SCHERZER, MICHAEL SAUL V. UNITED STATES  
97-7823 MANNING, W. EUGENE V. UNITED STATES, ET AL.  
97-7824 ANDERSON, CHRISTOPHER E. V. UNITED STATES  
97-7827 BAKER, JEROME E. V. UNITED STATES  
97-7830 MINNIECHESKE, DONALD J. V. WISCONSIN  
97-7832 JONES, WALTER V. UNITED STATES  
97-7834 NORMAN T. vs. UNITED STATES  
97-7838 PHILLIPS, ANTHONY B. V. UNITED STATES  
97-7839 STORY, STEVE V. UNITED STATES  
97-7845 PORTER, KERI V. UNITED STATES  
97-7848 HEATON, COLIN D. V. UNITED STATES  
97-7851 GRAY, WILLIAM R. V. NORTH CAROLINA  
97-7854 HOGAN, MICHAEL V. UNITED STATES  
97-7858 CRAIG, DONALD L. V. SINGLETARY, SEC. , FL DOC  
97-7860 WEAVER, JAMES J. V. SCHOOL BOARD OF LEON COUNTY  
97-7870 HURST, CLIVE V. NORTH CAROLINA  
97-7871 DALY, MICHAEL V. UNITED STATES  
97-7879 WESTMORELAND, STANLEY V. UNITED STATES

97-7883 DeWIG, JAMES V. STEWART, DIR. , AZ DOC  
97-7886 NIMROD, DARYL E. V. UNITED STATES  
97-7897 TAYLOR, FRANK E. V. UNITED STATES  
97-7899 LUJAN, CARLOS A. V. UNITED STATES  
97-7900 MOORE, DONALD R. V. UNITED STATES  
97-7903 HOCHSCHILD, THOMAS R. V. UNITED STATES  
97-7905 FRANCIS, JOSEPH L. V. UNITED STATES  
97-7906 GONZALEZ, ALFREDO V. DeTELLA, WARDEN  
97-7909 DONOVAN, ROBERT L. V. STRACK, SUPT. , FISHKILL  
97-7910 GALLARDO, GARRY D. V. UNITED STATES  
97-7911 ESCOBAR-VENZOR, MANUEL V. UNITED STATES  
97-7914 GARCIA-ROSELL, ALFREDO C. V. UNITED STATES  
97-7917 HERRERA, AXEL V. UNITED STATES  
97-7918 RAMIREZ, PEDRO O. V. UNITED STATES  
97-7919 RICHMOND, LINNELL V. UNITED STATES  
97-7922 LARRY, DeSHAWN V. UNITED STATES  
97-7923 McDERMOTT, JANET R. V. UNITED STATES  
97-7925 JOHNSON, PAUL N. V. UNITED STATES  
97-7927 MILLS, SHAWNAE R. V. CALIFORNIA  
97-7929 ANDERSON, MARLESE F. V. UNITED STATES  
97-7932 BAHE, JAMES V. UNITED STATES  
97-7933 BLACK, GEAROLD V. UNITED STATES  
97-7934 TORRES-MONTALVO, OMAR, ET AL. V. UNITED STATES  
97-7938 PAPPADOPOULOS, KATHERINE V. UNITED STATES  
97-7939 REYNA, MIGUEL E. V. UNITED STATES

97-7941 ) CALDERON, ALBERTO V. UNITED STATES  
)  
97-7942 ) CADERNO, JUAN V. vs. UNITED STATES  
97-7943 COLEMAN, JERRY C. V. UNITED STATES  
97-7944 MANSON, CLAYTON F. V. UNITED STATES  
97-7949 SOUMPHONPHANKDY, KONGXAY V. UNITED STATES  
97-7950 SMITH, DWAYNE H. V. UNITED STATES  
97-7951 NEWMAN, EMANUEL T. V. UNITED STATES  
97-7952 RUBI O-BARRERO, LEONARDO V. UNITED STATES  
97-7954 WILLIAMS, MELVIN L. V. UNITED STATES  
97-7955 TINDER, JAMES J. V. UNITED STATES  
97-7957 McINTOSH, CEDRIC V. ILLINOIS  
97-7963 ANCHICO-MOSQUERA, OMAR A. V. UNITED STATES  
97-7967 BRUCE, GARY L. V. UNITED STATES  
97-7971 GROSS, RALPH R. V. UNITED STATES  
97-7972 DESDUNE, RONALD L. V. UNITED STATES  
97-7974 MOORE, KURT E. V. UNITED STATES  
97-7975 SANCHEZ, MANUEL D. V. UNITED STATES  
97-7980 GONZALES, ABSALON V. UNITED STATES  
97-7981 HICKS, CLIFFORD C. V. UNITED STATES  
97-7982 DAVIS, LEN E. V. UNITED STATES  
97-7984 GONZALEZ-DIAZ, ROBERTO V. UNITED STATES  
97-7987 EVERETTE, DERYL C. V. UNITED STATES  
97-7992 AHRENS, PAUL D. V. UNITED STATES  
97-7994 ROCHELLE, ARTHUR R. V. UNITED STATES  
97-7995 SCIARROTTA, JOHN V. UNITED STATES  
97-8001 KNIBBS, DWIGHT V. UNITED STATES  
97-8003 FITZEN, DWAYNE K. V. UNITED STATES

97-8004 MORA-MEDRANO, HUGO A. V. UNITED STATES  
97-8008 CARRILLO, IGNACIO V. UNITED STATES  
97-8010 AZUILAR-AVELLAVEDA, JOSE E. V. UNITED STATES  
97-8012 BETEMIT, ALBERT V. UNITED STATES  
97-8018 WACKER, EDITH F. V. UNITED STATES  
97-8021 SMITH, TERRILL V. UNITED STATES  
97-8022 BERGER, JAMES A. V. UNITED STATES  
97-8024 CAIN, ALBERT D. V. UNITED STATES  
97-8039 GRAVENS, DAVID S. V. UNITED STATES  
97-8040 HICKMAN, SHAWN V. UNITED STATES  
97-8041 GONZALEZ, CRISTELA M V. UNITED STATES  
97-8044 GUTIERREZ-DANIEZ, ALFREDO V. UNITED STATES  
97-8045 HERNANDEZ, URIEL V. UNITED STATES  
97-8050 MOUDY, BILLY R. V. UNITED STATES  
97-8052 BUTLER, JOHNNY L. V. UNITED STATES  
97-8053 CERCEO, JOHN M V. UNITED STATES  
97-8062 ) SMITH, ROBERT L. V. UNITED STATES  
    )  
97-8081 ) BYNES, STEPHEN M V. UNITED STATES  
97-8064 MCGEE, JAMES A. V. UNITED STATES  
97-8065 WALKER, EDWARD V. UNITED STATES  
97-8066 TOMPKINS, DAVID R. V. UNITED STATES  
97-8070 HOYLE, MARK D. , ET AL. V. UNITED STATES  
97-8080 ANDERSON, WAYNE V. UNITED STATES  
97-8088 DOMINGUEZ, LLOYD A. V. UNITED STATES  
97-8089 GERARD, WILLIAM J. V. UNITED STATES

The petitions for writs of certiorari are denied.

97-715 GUERRA, HECTOR V. CARLO, MARY

The motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

97-998 U. S. EX REL. RABUSHKA V. CRANE CO.

The motion of Taxpayers Against Fraud, et al. for leave to file a brief as *amici curiae* is granted. The petition for a writ of certiorari is denied.

97-1148 ) AmeriSOURCE CORP., ET AL. V. HJB, INC., ET AL.

)  
97-1152 ) ABBOTT LABS, ET AL. V. HJB, INC., ET AL.

The petitions for writs of certiorari are denied. Justice O'Connor took no part in the consideration or decision of these petitions.

97-1177 E. J. CO., ET AL. V. AKTIEBOLAG, SANDVIK

The motion of Tool Crib, Inc. for leave to file a brief as *amicus curiae* is granted. The petition for a writ of certiorari is denied.

97-1202 FLORIDA V. FRANQUI, LEONARDO

97-1203 FLORIDA V. FRANQUI, LEONARDO

The motions of respondent for leave to proceed *in forma pauperis* are granted. The petitions for writs of certiorari are denied.

#### **HABEAS CORPUS DENIED**

97-7947 IN RE KEVIN RONDEAU

97-8005 IN RE GARY EUGENE KUKES

97-8009 IN RE MANUEL CASTANEDA

97-8057 IN RE EDDIE BARRETT

The petitions for writs of habeas corpus are denied.

**MANDAMUS DENIED**

97-969 IN RE DAVID KEANU SAI, ETC.

97-7512 IN RE JERRY LEE ALSTON, JR.

97-7542 IN RE LARRY PATZLAFF

The petitions for writs of mandamus are denied.

97-7731 IN RE ERNEST LEE JOHNSON

The petition for writ of mandamus and/or prohibition is denied.

**PROHIBITION DENIED**

97-7572 IN RE LINDSEY K. SPRINGER

The petition for a writ of prohibition is denied.

**REHEARINGS DENIED**

96-8926 CARSON, MICHAEL D. V. CHARTER MEDICAL

97-365 ) BRANDT, KIMBERLY V. SHOP' N SAVE WAREHOUSE

)

97-404 ) FISHER, CYNTHIA V. VASSAR COLLEGE

)

97-499 ) FELTMANN, JUDITH V. SIEBEN, INC.

97-602 BANKS, PARK B. V. UNITED STATES

97-817 MARTIN, RUBEN V. GOODYEAR AUTO SVC. CENTER

97-5757 GRAVETTE, WILLIE F. V. UNITED STATES

97-5823 JORDAN, GEORGE R. V. UNITED STATES

97-6082 GAITHER, LARRY D. V. FRENCH, WARDEN  
97-6277 MONROE, LUCRECIA L. V. JOHNSON, DIR. , TX DCJ  
97-6472 MOORE, GARRY L. V. ANDERSON, SUPT. , MS ST. PEN.  
97-6486 RODRIGUEZ, THOMAS E. V. WATTS, WILLIAM, ET AL.  
97-6567 AKPAETI, IMO J. vs. FL DIST. CT. OF APPEAL  
97-6626 POOLE, LORRAINE V. WHITEHURST, WILLIAM, ET AL.  
97-6682 DENNEY, DALE M L. vs. JONES, JEROME R.  
97-6696 SIMMONS, JOHN V. GTE NORTH, INC. , ET AL.  
97-6701 VICENTE-GUZMAN, LEONARDO A. vs. INS  
97-6724 CEDILLO, ONESIMO V. UNITED STATES  
97-6762 AKPAETI, IMO J. V. KENTUCKY  
97-6773 PORTER, ANTHONY V. GILMORE, WARDEN  
97-6792 McCOY, MICHAEL V. UNITED STATES  
97-6837 TYLER, EDDIE V. SCOTT, FORMER DIR. , TX DCJ  
97-6842 BANOS, JOHN W. V. JOHNSON, DIR. , TX DCJ  
97-6894 DARNE, LAURA V. WEBER, FREDRIC  
97-7020 SOLIS, ARTURO V. UNITED STATES  
97-7028 DARNE, LAURA V. WISCONSIN, ET AL.  
97-7055 PALMER, MARQUITA V. CIRCUIT COURT OF IL  
97-7265 CROPP, CLYDE G. , ET AL. V. UNITED STATES

The petitions for rehearing are denied.

97-832 HINES, GARY V. CALIFORNIA

The motion of petitioner for leave to proceed further herein *in forma pauperis* is granted. The petition for rehearing is denied.

**ATTORNEY DISCIPLINE**

D-1880     IN THE MATTER OF DISBARMENT OF MICHAEL RICHARDS JOHNSON  
Michael Richards Johnson, of Newark, Ohio, having  
          been suspended from the practice of law in this Court by  
          order of December 8, 1997; and a rule having been issued  
          requiring him to show cause why he should not be  
          disbarred;

          It is ordered that Michael Richards Johnson is  
          disbarred from the practice of law in this Court.

D-1883     IN THE MATTER OF DISBARMENT OF ROBERT G. FIERER

          Robert G. Fierer, of Atlanta, Georgia, having been  
          suspended from the practice of law in this Court by  
          order of December 8, 1997; and a rule having been issued  
          requiring him to show cause why he should not be  
          disbarred;

          It is ordered that Robert G. Fierer is disbarred  
          from the practice of law in this Court.

D-1888     IN THE MATTER OF DISBARMENT OF PATRICK SHAWN MOORE

          Patrick Shawn Moore, of Prospect Heights, Illinois,  
          having been suspended from the practice of law in this  
          Court by order of December 15, 1997; and a rule having  
          been issued requiring him to show cause why he should  
          not be disbarred;

          It is ordered that Patrick Shawn Moore is disbarred  
          from the practice of law in this Court.

D-1892     IN THE MATTER OF DISBARMENT OF RICHARD HUGHES PAIRO

          Richard Hughes Pairo, of Ocean City, Maryland,  
          having been suspended from the practice of law in this  
          Court by order of January 12, 1998; and a rule having

been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Richard Hughes Pairo is disbarred from the practice of law in this Court.

D- 1894      IN THE MATTER OF DISBARMENT OF ROBERT MICHAEL CHRISTIE

Robert Michael Christie, of East Orange, New Jersey, having been suspended from the practice of law in this Court by order of January 12, 1998; and a rule having been issued requiring him to show cause why he should not be disbarred;

It is ordered that Robert Michael Christie is disbarred from the practice of law in this Court.

D- 1896      IN THE MATTER OF DISBARMENT OF WILLIAM JOSEPH BARNTHOUSE

William Joseph Barnthouse, of Littleton, Colorado, having been suspended from the practice of law in this Court by order of January 12, 1998; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and a response having been filed;

It is ordered that William Joseph Barnthouse is disbarred from the practice of law in this Court.

D- 1897      IN THE MATTER OF DISBARMENT OF H. ROGER HANTMAN

H. Roger Hantman, of Bayport, New York, having been suspended from the practice of law in this Court by order of January 12, 1998; and a rule having been issued

and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that H. Roger Hantman is disbarred from the practice of law in this Court.

D-1898 IN THE MATTER OF DISBARMENT OF BENJAMIN A. POREDA

Benjamin A. Poreda, of Trenton, New Jersey, having been suspended from the practice of law in this Court by order of January 12, 1998; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Benjamin A. Poreda is disbarred from the practice of law in this Court.

D-1899 IN THE MATTER OF DISBARMENT OF MARK E. GAMMONS

Mark E. Gammons, of Rocky River, Ohio, having been suspended from the practice of law in this Court by order of January 12, 1998; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Mark E. Gammons is disbarred from the practice of law in this Court.

D-1901 IN THE MATTER OF DISBARMENT OF MORLEY M. AZORSKY

Morley M. Azorsky, of California, Pennsylvania, having been suspended from the practice of law in this Court by order of January 12, 1998; and a rule having

been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Morley M. Azorsky is disbarred from the practice of law in this Court.

D-1902 IN THE MATTER OF DISBARMENT OF TIMOTHY MARTIN GARDNER

Timothy Martin Gardner, of Clayton, Missouri, having been suspended from the practice of law in this Court by order of January 12, 1998; and a rule having been issued and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that Timothy Martin Gardner is disbarred from the practice of law in this Court.

D-1904 IN THE MATTER OF DISBARMENT OF HILLARD JAY QUINT

Hillard Jay Quint, of Atlanta, Georgia, having been suspended from the practice of law in this Court by order of January 12, 1998; and a rule having been issued requiring him to show cause why he should not be disbarred;

It is ordered that Hillard Jay Quint is disbarred from the practice of law in this Court.

D-1907 IN THE MATTER OF DISBARMENT OF DAVID H. ROME

David H. Rome, of Longmeadow, Massachusetts, having been suspended from the practice of law in this Court by order of January 20, 1998; and a rule having been issued

and served upon him requiring him to show cause why he should not be disbarred; and the time to file a response having expired;

It is ordered that David H. Rome is disbarred from the practice of law in this Court.

D-1919 IN THE MATTER OF DISBARMENT OF CHARLES HENRY WHITE, SR.

Charles Henry White, Sr., of New Orleans, Louisiana, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1920 IN THE MATTER OF DISBARMENT OF BRIAN KEITH SCHANER

Brian Keith Schaner, of Cleveland Heights, Ohio, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1921 IN THE MATTER OF DISBARMENT OF ROBERT KENNETH BROWN

Robert Kenneth Brown, of Fresno, California, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1922 IN THE MATTER OF DISBARMENT OF STANLEY Z. GOLDFLAM

Stanley Z. Goldflam, of Los Angeles, California, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring

him to show cause why he should not be disbarred from the practice of law in this Court.

D-1923 IN THE MATTER OF DISBARMENT OF RICHARD MILES MCGOWEN

Richard Miles McGowen, of Los Altos, California, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1924 IN THE MATTER OF DISBARMENT OF JAMES PAUL MONTAGUE

James Paul Montague, of San Diego, California, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

D-1925 IN THE MATTER OF DISBARMENT OF ARTHUR THEODORE HINDIN

Arthur Theodore Hindin, of Beverly Hills, California, is suspended from the practice of law in this Court and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.